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FILED
BOARD OF PHYSICAL THERAPY

NOV 25 2009

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF PHYSICAL THERAPY EXAMINERS

IN THE MATTER OF

Administrative Action

AMY GALLAGHER, P.T.

CONSENT ORDER

License NO:40QA001098900

LICENSED TO PRACTICE
PHYSICAL THERAPY IN
THE STATE OF NEW JERSEY

This matter came before the New Jersey State Board of Physical Therapy Examiners (hereinafter referred to as the "Board") upon the Board's random audit of licensed physical therapists and physical therapist assistants pursuant to N.J.A.C. 13:39A-9.4(d) who submitted license renewal applications to engage in the practice of physical therapy for the 2008-2010 biennial renewal period. The renewal applications submitted by

licensed physical therapists and physical therapist assistants included an acknowledgment regarding whether or not the licensees had completed thirty (30) continuing education credits during the period from February 1, 2006 through January 31, 2008 as required for the 2008-2010 biennial license renewal period pursuant to N.J.S.A. 45:9-37.18(a)10 and N.J.A.C. 13:39A-9.1 et. seq.

The information supplied by Amy Gallagher, P.T (hereinafter referred to as the "Respondent") in correspondence dated May 1, 2008 in response to the Board's audit is that she has completed twenty three and a half (23.5) Board pre-approved credits within the required time period of February 1, 2008 through January 31, 2008 and six and half (6.5) hours of continuing education which was obtained on March 1 and 2, 2008 which is after the requisite time period. The Board will accept the six and half credits taken after the requisite renewal period.

Based upon all the available information reviewed, the Board has found that the respondent has completed thirty (30) of continuing education credits but not all within the required time period. The Respondent's conduct in failing to obtain all of her thirty (30) continuing education credits in the period from February 1, 2006 through January 31, 2008 establishes a basis for disciplinary action as the Respondent did not meet the requirements for renewal of her license to practice as a physical therapist ^{error} ~~assistant~~ ^{AG} as she failed to obtain the requisite thirty

(30) continuing education credits within the two years preceding the renewal period as required by N.J.S.A. 45:9-37.34(d) and N.J.A.C. 13:39A-9.1 et. seq.

It appearing that the respondent desires to resolve this matter without further proceedings and waiving any right to a hearing, and the respondent acknowledging and not contesting the findings of fact and conclusion of law made by the Board; and the Board having been satisfied that the within resolution adequately protects the public health, safety and welfare; and for good cause shown:

ACCORDINGLY, IT IS ON THIS 25th DAY OF, November 2009

ORDERED that:

1. The Respondent's license to practice as a physical therapist ~~assistant~~^{therapist}, renewed on February 1, 2008 and in active status, will remain active.

2. The six and a half (6.5) continuing education credits taken in March 2008 as part of this action shall not qualify to fulfill the mandatory continuing education requirements for the 2010-2012 renewal period pursuant to N.J.A.C. 13:39A-9.2(d).

3. Respondent is cautioned in the future to obtain the requisite continuing education courses within the preceding

renewal period as required by N.J.S.A. 45:9-37.34(d) and
N.J.A.C. 13:39A-9.1 et. seq.

4. Respondent is hereby assessed a civil penalty in the amount of **\$250.00** for her failure to obtain the thirty (30) continuing education credits within the preceding biennial licensure renewal period.

5. Payment shall be made by certified check or money order immediately upon accepting and signing of this Consent Order and sent to the attention of Lisa Petrowski, to the Board of Physical Therapy Examiners, P.O. Box 42014, Newark, New Jersey 07101.

6. Failure on the part of the respondent to pay the civil penalty timely or to comply with any of the terms of this Consent Order constitutes a violation of the Order, proof of which would constitute grounds for further disciplinary action by the Board.

NEW JERSEY STATE BOARD
OF PHYSICAL THERAPY EXAMINERS

By: Karen Wilk PT DPT 400A00560100
Karen Wilk, P.T., D.P.T.
Chair

I have read and understand the within
Consent Order and agree to be bound
by its terms. Consent is hereby given
to the Board to enter this Order.

Amy Gallagher, P.T.
Amy Gallagher, P.T.

DATED: